

EXHIBIT A

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MEDRITE CARE, LLC, MEDRITE 22ND LLC,
MEDRITE 72 LLC, MEDRITE BH LLC, MEDRITE
MIDTOWN WEST LLC, AND HENRY WEISS
individually and derivatively on behalf of MEDRITE
CARE, LLC, MEDRITE 22ND LLC, MEDRITE 72
LLC, MEDRITE BH LLC AND MEDRITE
MIDTOWN WEST LLC,

Plaintiffs,

-against-

MEDRITE 243 LLC, MEDRITE EAST SIDE LLC
MEDRITE HAVERSTRAW LLC, MEDRITE
HOLDINGS LLC, MEDRITE LLC, MEDRITE
MANAGEMENT LLC, MEDRITE MTVERNON
LLC, MEDRITE MYRTLE LLC, MEDRITE NYC
LLC, MEDRITE SPRING VALLEY LLC, NEW
MEDRITE CARE NEW YORK INTERNATIONAL
LLC, MEDRITE 41 LLC, MEDRITE MEDICAL
CARE, PA, SUPREME MEDICAL MANAGEMENT
LLC and SAMUEL FISHMAN a/k/a SAMUEL
FISCH,

Defendants,

-and-

MEDRITE CARE, LLC, MEDRITE 22ND LLC,
MEDRITE 72 LLC, MEDRITE BH LLC, and
MEDRITE MIDTOWN WEST LLC,

Nominal Defendants

Case No. 20-cv-3456 (MKV)

**STIPULATION OF DISMISSAL
WITH PREJUDICE**

SAMUEL FISHMAN A/K/A SAMUEL FISCH

Counterclaim-Plaintiff
and Third-Party
Plaintiff,

-against-

HENRY WEISS,

Counterclaim-
Defendant

-and-

EVA WEISS,

Third-Party Defendant

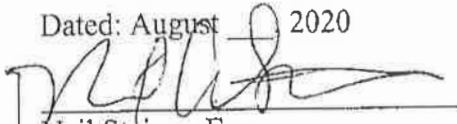
WHEREAS, no party herein is an infant or incompetent person for whom a committee has been appointed and no person not a party to this action has an interest in the subject matter of the action,

IT IS HEREBY STIPULATED, CONSENTED TO AND AGREED, by and between the undersigned, the attorneys of record for the parties to the above-entitled action, that the above-entitled action be, and the same is hereby discontinued with prejudice and without costs to either party as against the other.

IT IS HEREBY FURTHER STIPULATED, CONSENTED TO AND AGREED that this stipulation may be executed in counterparts, which counterparts, when taken together, shall constitute one complete stipulation, and that facsimile and/or electronic signatures shall be deemed originals for the purpose of this stipulation.

Dechert LLP

Dated: August 10, 2020



Neil Steiner, Esq.
Attorneys for Assignee and the Company
1095 Avenue of the Americas
New York, New York 10036
(212) 698-3822

Jacobowitz Newman Tversky LLP

Dated: August __, 2020

Evan Newman, Esq.
Nathan Cohen, Esq.
Attorneys for Assignors
377 Pearsall Avenue, Suite C
Cedarhurst, New York 11516
(212) 612-1110

IT IS HEREBY FURTHER STIPULATED, CONSENTED TO AND AGREED that this stipulation may be filed with the Clerk of the Court by any party hereto and without further notice.

Dechert LLP

Dated: August __, 2020

Neil Steiner, Esq.
Attorneys for Defendants, Counterclaim-
Plaintiff and Third-Party Plaintiff
1095 Avenue of the Americas
New York, New York 10036
(212) 698-3500

Jacobowitz Newman Tversky LLP

Dated: August 13, 2020

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Nathan Cohen, Esq.
Attorneys for Plaintiffs, Counterclaim-
Defendant and Third-Party Defendant
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Cedarhurst, New York 11516
(212) 612-1110

This case is dismissed pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). *See Hester Indus., Inc. v. Tyson Foods, Inc.*, 160 F.3d 911, 916 (2d Cir. 1998) ("Because all of the parties stipulated to dismissal in the underlying action, the dismissal of the case was pursuant to" Rule 41(a)(1)(A)(ii) "and not by order of the district court.").

Date September 10, 2020
New York, New York

Mary Kay Vyskocil
United States District Judge